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8   UNITED STATES DISTRICT COURT

9   EASTERN DISTRICT OF CALIFORNIA

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11 ROBERT MCELWEE,	No. 1:23-cv-00513-ADA-BAM (PC)
12 Plaintiff,	ORDER ADOPTING FINDINGS AND RECOMMENDATIONS TO DISMISS
13 v.	ACTION, WITHOUT PREJUDICE, FOR FAILURE TO OBEY COURT ORDER AND
14 SHIRLEY, et al.,	FAILURE TO PROSECUTE
15 Defendants.	(ECF No. 4)

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17   Plaintiff Robert McElwee ("Plaintiff") is a state prisoner proceeding *pro se* in this civil

18   rights action pursuant to 42 U.S.C. § 1983. This action was referred to a United States Magistrate

19   Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20   On June 6, 2023, the assigned Magistrate Judge issued findings and recommendations

21   recommending dismissal of this action, without prejudice, for failure to obey a court order and

22   failure to prosecute this action. (ECF No. 4.) Those findings and recommendations were served

23   on Plaintiff and contained notice that any objections thereto were to be filed within fourteen days

24   after service. (*Id.* at 3-4.) No objections have been filed, and the deadline to do so has now passed.

25   In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this Court has conducted a

26   *de novo* review of the case. Having carefully reviewed the entire file, the Court concludes that the

27   Magistrate Judge's findings and recommendations are supported by the record and by proper

28   analysis.

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Accordingly,

1.   The findings and recommendations issued on June 6, 2023, (ECF No. 4), are adopted

      in full;

2.   This action is dismissed, without prejudice, due to Plaintiff's failure to obey a court

      order and failure to prosecute; and

3.   The Clerk of the Court is directed to close this case.

IT IS SO ORDERED.

    Dated: July 17, 2023   _____

                                      UNITED STATES DISTRICT JUDGE